



New York State Tax Commission

**TAX APPEALS BUREAU**

W.A. Harriman Campus  
Albany, New York 12227

November 7, 1985

Northeast Kirby, Inc.  
8940 Main St.  
Clarence, NY 14031

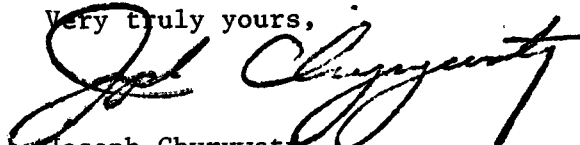
Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned at the above address.

Very truly yours,

  
Joseph Chyrywat  
Supervisor of Tax Conferences

cc: Petitioner's Representative  
Richard D. Pagac  
4190 Telegraph  
Bloomfield Hills, MI 48013  
Taxing Bureau's Representative

STATE OF NEW YORK

STATE TAX COMMISSION

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In the Matter of the Petition	:	
of	:	
Northeast Kirby, Inc.	:	<u>DEFAULT ORDER</u>
	:	85-C-27
for Redetermination of a Deficiency or Revision	:	
of a Determination or Refund of Corporation Tax	:	
under Article 9A of the Tax Law for the Period	:	
12/31/83.	:	

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Petitioner(s) Northeast Kirby, Inc. filed a petition for redetermination of a deficiency or revision of a determination or refund of Corporation Tax under Article 9A of the Tax Law for the Period 12/31/83. File No. 57373.

A pre-hearing conference on the petition was scheduled before Robert C. Farrelly, at the offices of the State Tax Commission, State Office Bldg., 65 Court Street, Buffalo, New York 14202 on Tuesday, September 24, 1985 at 2:00 p.m. Notice of said pre-hearing conference was given to petitioner(s) and the representative of petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the State Tax Commission, it is

ORDERED that the petition of Northeast Kirby, Inc. be and the same is hereby denied.

DEFAULT ORDER  
ADOPTED BY THE STATE TAX COMMISSION  
ALBANY, NEW YORK  
NOVEMBER 7, 1985